

Docket No.: 32286-191984
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Richard Whitbourne et al.

Art Unit: 3773

Application No: 10/662,877

Examiner: Julian W. Woo

Confirmation No: 1150

Filed: September 16, 2003

Atty. Docket No: 32286-191984

For: MEDICATED STENT HAVING MULTI-
LAYER POLYMER-COATING

Customer No:

26694

PATENT TRADEMARK OFFICE

INFORMATION DISCLOSURE STATEMENT (IDS)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Pursuant to 37 CFR 1.56, 1.97 and 1.98, the attention of the Patent and Trademark Office is hereby directed to the references listed on the attached PTO/SB/08. It is respectfully requested that the information be expressly considered during the prosecution of this application, and that the references be made of record therein and appear among the "References Cited" on any patent to issue therefrom.

Document **A1** was cited in an Office Action mailed March 18, 2009 in related Canadian Application No. 2,538,669.

This Information Disclosure Statement is filed before the mailing date of a final action under 37 CFR 1.113 or Notice of Allowance, or an action that otherwise closes prosecution on the merits (37 CFR 1.97(c)).

Applicants state that each item of information contained in this information disclosure statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this information disclosure statement (37 CFR 1.97(e)(1)).

In accordance with 37 CFR 1.98(a)(2)(ii), Applicant has not submitted copies of U.S. patents and U.S. patent applications. Applicant submits herewith copies of foreign patent documents and non-patent literature in accordance with 37 CFR 1.98(a)(2).

In accordance with 37 CFR 1.97(g), the filing of this Information Disclosure Statement shall not be construed to mean that a search has been made or that no other material information as defined in 37 CFR 1.56(a) exists. In accordance with 37 CFR 1.97(h), the filing of this Information Disclosure Statement shall not be construed to be an admission that any patent, publication or other information referred to therein is "prior art" for this invention unless specifically designated as such.

It is submitted that the Information Disclosure Statement is in compliance with 37 CFR 1.98 and the Examiner is respectfully requested to consider the listed references.

The Director is hereby authorized to charge any deficiency in the fees filed, asserted to be filed or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) and to credit any excess in the fees paid to our Deposit Account No. 22-0261, under Order No. 32286-191984.

Dated: May 20, 2009

Respectfully submitted,

Electronic signature: /Thomas F. Barry/

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